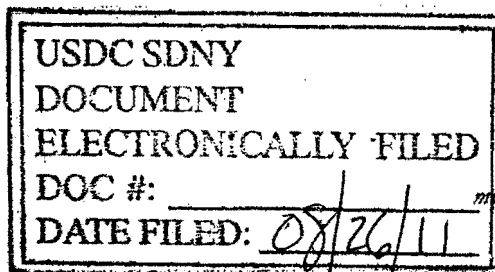


MEMO ENDORSED

ATTORNEYS AT LAW

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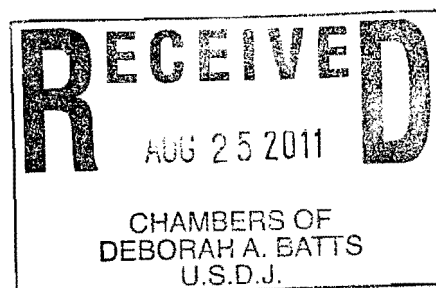
michael.bernstein@sdma.com

August 23, 2011

Via E-mail (Bill_Delaney@nysd.uscourts.gov)

Hon. Deborah A. Batts
United States District Court Judge
United States District Court For The Southern
District Of New York
500 Pearl St.
New York, NY 10007-1312

Re: *Dominique Demonchaux v. United Healthcare et al.*
Civ. Act. No. 10 Civ. 4491 (DAB)
File No.: 03246-000087



Dear Judge Batts:

This office represents the Defendant Oxford Health Plans (NY), Inc. ("Oxford") individually and s/h/a Unitedhealthcare Oxford. We write to request a one-week extension of the time for Oxford to file its motion for summary judgment.

This is the first request for an extension of time. The reason for this request is that summer vacation schedules have interfered with our ability to locate a witness to sign the requisite Declaration in support of Oxford's motion to introduce the governing ERISA plan documents and administrative claim file pertaining to plaintiff's benefit claim, which forms the basis for this lawsuit. Plaintiff consents to the requested extension of time.

MEMO ENDORSED

If the court approves this request, the new briefing schedule will be as follows:

	Original Date	Adjourned Dated
Last day for Defendant to file its motion for summary judgment	August 25, 2011	September 1, 2011
Last day for Plaintiff to file opposition to motion for summary judgment	September 26, 2011	October 4, 2011
Last day for Defendant to file reply on motion for summary judgment	October 6, 2011	October 14, 2011

SO ORDERED

Deborah A. Batts
DEBORAH A. BATTIS

UNITED STATES DISTRICT JUDGE Aug 26, 2011

MEMO ENDORSED

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